

FILED

March 27, 2006

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

In the Matter of:

TSAI CHUNG CHAO, M.D.

ORDER REINSTATING
LICENSE

This matter was reopened before the New Jersey State Board of Medical Examiners (the "Board") upon receipt of a request from respondent Tsai Chung Chao, M.D. that the Board reinstate his medical license in the State of New Jersey. Respondent's license to practice medicine in New Jersey was placed on probation for a period of two years pursuant to the terms of an Order of Discipline filed on March 10, 2003 (the probation was retroactive to August 31, 2000).

The Order of Discipline was based upon actions taken against respondent's license in the States of New York and California. Pursuant to an Order entered on August 31, 2000, respondent's New York license had been placed **on** probation for a two year period with specified conditions of probation and respondent had been assessed a fine of \$100,000 by the New York State Board for Professional Medical Conduct. The New York order was based on uncontested charges that respondent had ordered and performed testing without medical justification, failed to record test results and failed to interpret test results so as to order the correct and necessary tests. Respondent's California license was thereafter suspended for a three year period pursuant to the terms of an Order

entered February 8, 2002, however the suspension was stayed and respondent was instead placed on probation for three years with conditions and certain monetary assessments (See Final Order of Discipline in the matter of Tsai Chung Chao, M.D., filed March 10, 2003).

The Order of Discipline entered by this Board provided that, prior to resuming any active practice in New Jersey, respondent was to be required to appear before a Committee of the Board to demonstrate fitness to resume practice and to demonstrate that he had satisfied all probationary terms and conditions placed upon him within Orders entered by the New York and California Medical Boards. The Order additionally reserved the right of the Board to place restrictions on respondent's practice should he resume active practice in New Jersey.

Respondent appeared before a Committee of the Board on November 23, 2005, represented by Patrick Joyce, Esq., and then testified and presented documentary evidence concerning his medical practice, continuing education and concerning the status of his New York and California licenses. The evidence before the Board demonstrates that respondent **fully** complied with the requirements of the New York Order. Specifically, written documentation was provided to the Board that stated that Dr. Chao fully complied with the requirements of the New York Order; that the practice monitor who had monitored respondent's practice during the period of probation had reported that Dr. Chao's medical practice had been conducted within

generally accepted standards of professional medical care; that Dr. Chao had paid the monetary penalty assessed in New York; and that Dr. Chao complied with the continuing medical education requirements imposed in the New York Order. Evidence was also presented demonstrating that respondent completed the terms of probation in the State of California and his California license was renewed and current as of April 28, 2005.

The Board finds that respondent has demonstrated that he has satisfactorily completed all terms of probation imposed in New York and California and that his license to practice in both states is currently unrestricted. The Board being further satisfied that respondent appears to be currently fit to resume medical practice in New Jersey and that there is no present need to impose and conditions or limitations upon such practice, and for good cause shown,

IT IS on this 16th day of March, 2006,

ORDERED:

The license of respondent Tsai Chung Chao, M.D. to practice medicine and surgery in the State of New Jersey is hereby fully reinstated without condition or limitation.

NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

By: Sindy Paul M.D.
Sindy Paul, M.D.
Board President